

AMENDED IN SENATE MARCH 31, 2005

SENATE BILL

No. 1080

Introduced by Senator Campbell

February 22, 2005

~~An act to amend Section 92000 of the Education Code, relating to the University of California.~~ *An act to amend, repeal, and add Sections 52517 and 78401 of the Education Code, relating to adult education.*

LEGISLATIVE COUNSEL'S DIGEST

SB 1080, as amended, Campbell. ~~University of California~~ *Adult education.*

Existing law prohibits a high school or unified school district from reporting for state apportionments average daily attendance in classes for adults if the district receives full compensation for the classes from any public or private agency, individual or group of individuals or the classes are not located in facilities clearly identified in a manner, and established by appropriate procedures, to ensure that attendance in the classes is open to the general public, with specified exceptions.

This bill would, until July 1, 2011, authorize a school district to report for state apportionments average daily attendance in classes for adults that are not open to the general public if the classes are offered at a worksite primarily for the benefit of employees, intended primarily to develop literacy and English language skills, and instructed by a credentialed employee of the school district, and would make related changes.

~~Existing law establishes the University of California under the administration of the Regents of the University of California. Existing law provides that the name "University of California" is the property of the state.~~

~~This bill would make technical, nonsubstantive changes in the provision relating to the name of the university.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. Section 92000 of the Education Code is~~
2 ~~amended to read:~~
3 *SECTION 1. Section 52517 of the Education Code is*
4 ~~amended to read:~~
5 52517. ~~No~~(a) A high school or unified school district shall
6 not report for state apportionments average daily attendance in
7 classes in any of the following circumstances: ~~(1) if the~~
8 (1) The district receives full compensation for ~~such class the~~
9 classes from any public or private agency, individual or group of
10 individuals, except fees authorized by Section 52612; ~~or (2) if~~
11 ~~such classes.~~
12 (2) The classes are not located in facilities clearly identified in
13 ~~such~~ a manner, and established by appropriate procedures, to
14 ~~insure~~ ensure that attendance in ~~such the~~ classes is open to the
15 general public, except those authorized pursuant to Section
16 52570 and those in state hospitals. ~~The~~
17 (b) Notwithstanding paragraph (2) of subdivision (a), a school
18 district may report for state apportionments average daily
19 attendance in classes that are not open to the general public if all
20 of the following conditions are met:
21 (1) The classes are offered at a worksite primarily for the
22 benefit of employees at that worksite. For purposes of this
23 section, "worksite" means the student's place of employment or
24 any other area designated by the student's employer.
25 (2) The classes are intended primarily to develop literacy and
26 English language skills.
27 (3) The classes are instructed by a credentialed employee of
28 the district.
29 (c) The State Board of Education may adopt ~~such~~ regulations
30 ~~as may be necessary to enforce this section.~~
31 (d) This section shall become inoperative on July 1, 2011, and,
32 as of January 1, 2012, is repealed, unless a later enacted statute
33 that is enacted before January 1, 2012, deletes or extends the
34 dates on which it becomes inoperative and is repealed.

1 *SEC. 2. Section 52517 is added to the Education Code, to*
2 *read:*

3 52517. (a) *A high school or unified school district may not*
4 *report for state apportionments average daily attendance in*
5 *classes in any of the following circumstances:*

6 (1) *The district receives full compensation for the classes from*
7 *any public or private agency, individual or group of individuals,*
8 *except fees authorized by Section 52612.*

9 (2) *The classes are not located in facilities clearly identified in*
10 *a manner, and established by appropriate procedures, to ensure*
11 *that attendance in the classes is open to the general public,*
12 *except those authorized pursuant to Section 52570 and those in*
13 *state hospitals.*

14 (b) *The State Board of Education may adopt regulations*
15 *necessary to enforce this section.*

16 (c) *This section shall become operative July 1, 2011.*

17 *SEC. 3. Section 78401 of the Education Code is amended to*
18 *read:*

19 78401. (a) *The governing board of any community college*
20 ~~*district shall have power*~~ *may, with the approval of the board of*
21 ~~*governors to, establish and maintain classes for adults for the*~~
22 *purpose of providing instruction in civic, vocational, literacy,*
23 *health, homemaking, technical and general education.*

24 (b) *Classes for adults shall conform to any course of study and*
25 *graduation requirements otherwise imposed by law or under the*
26 *authority of law.*

27 (c) ~~*Classes*~~ *Except for classes described by subdivision (b) of*
28 *Section 52517, classes for adults shall be open for the admission*
29 *of adults and of any minors who, in the judgment of the*
30 *governing board, may be qualified for admission thereto. Classes*
31 *described by subdivision (b) of Section 52517 may be offered at a*
32 *worksite primarily for the benefit of employees at that worksite.*
33 *For purposes of this section, "worksite" means the student's*
34 *place of employment or any other area designated by the*
35 *student's employer.*

36 (d) *The board of governors shall establish standards, including*
37 *standards of attendance, curriculum, administration, and*
38 *guidance and counseling service for classes for adults as a basis*
39 *for the several apportionments of state funds provided herein for*
40 *the support of these classes.*

(e) The governing board of any community college district maintaining an adult school shall prescribe the requirements for the granting of diplomas.

(f) *This section shall become inoperative on July 1, 2011, and, as of January 1, 2012, is repealed, unless a later enacted statute that is enacted before January 1, 2012, deletes or extends the dates on which it becomes inoperative and is repealed.*

SEC. 4. Section 78401 is added to the Education Code, to read:

78401. (a) The governing board of any community college district may, with the approval of the board of governors, establish and maintain classes for adults for the purpose of providing instruction in civic, vocational, literacy, health, homemaking, technical and general education.

(b) Classes for adults shall conform to any course of study and graduation requirements otherwise imposed by law or under the authority of law.

(c) Classes for adults shall be open for the admission of adults and of any minors who, in the judgment of the governing board, may be qualified for admission thereto.

(d) The board of governors shall establish standards, including standards of attendance, curriculum, administration, and guidance and counseling service for classes for adults as a basis for the several apportionments of state funds provided herein for the support of these classes.

(e) The governing board of any community college district maintaining an adult school shall prescribe the requirements for the granting of diplomas.

(f) *This section shall become operative July 1, 2011.*

~~92000. (a) The name "University of California" is the property of the state. No person shall, without the permission of the Regents of the University of California, use this name, or any abbreviation of it or any name of which these words are a part, in any of the following ways:~~

~~(1) To designate any business, social, political, religious, or other organization, including, but not necessarily limited to, any corporation, firm, partnership, association, group, activity, or enterprise;~~

~~(2) To imply, indicate or otherwise suggest that the organization, or any product or service of the organization is~~

1 ~~connected or affiliated with, or is endorsed, favored, or supported~~
2 ~~by, or is opposed by the University of California.~~

3 ~~(3) To display, advertise, or announce this name publicly at, or~~
4 ~~in connection with, any meeting, assembly, or demonstration, or~~
5 ~~any propaganda, advertising, or promotional activity of any kind~~
6 ~~which has for its purpose or any part of its purpose the support,~~
7 ~~endorsement, advancement, opposition, or defeat of any strike,~~
8 ~~lockout, or boycott or of any political, religious, sociological, or~~
9 ~~economic movement, activity, or program.~~

10 ~~(b) Nothing in this section shall interfere with or restrict the~~
11 ~~right of any person to make a true and accurate statement of his~~
12 ~~or her present or former relationship or connection with, his or~~
13 ~~her employment by, or his or her enrollment in, the University of~~
14 ~~California in the course of stating his or her experience or~~
15 ~~qualifications for any academic, governmental, business, or~~
16 ~~professional credit or enrollment, or in connection with any~~
17 ~~academic, governmental, professional, or other employment~~
18 ~~whatsoever.~~

19 ~~(c) Every person violating the provisions of this section is~~
20 ~~guilty of a misdemeanor.~~